



Docket No.: K21516USWO (C038435/0188255)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)
Luca BARELLA *et al.*)
Serial No.: 10/537,452) Examiner: R. O. Winston
Filed: June 3, 2005) Art Unit: 1655
For: **NOVEL USE OF LYCOPENE**)

New York, New York
June 14, 2007

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action mailed May 14, 2007, which set a one-month shortened statutory period for response. Accordingly, this response is filed timely upon mailing, with an executed certificate of mailing, on or before June 14, 2007. 37 CFR § 1.8. No fee is believed to be due. If it is determined that a fee is due, please charge such fee to Deposit Account No. 02-4467. A duplicate copy of this sheet is enclosed.

On page 2 of the Office Action, the Examiner issued a two-way restriction requirement pursuant to 35 USC §§ 121 and 372. The restriction divided the claims into the following allegedly distinct inventions: Group I drawn to "a method of manufacture of a composition" containing claims 1-24 and Group II drawn to "a method of prevention or